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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA, Plaintiff v. JUDITH HUTCHINSON, a/k/a/ JUDITH SWEARINGEN, Defendant.	NO. CR17-115 TSZ INFORMATION

The United States Attorney charges that:

COUNT 1
(Wire Fraud)

A. **Introduction**

2. At all relevant times, All Battery Sales and Services, Inc. (hereafter "All Battery") was a Washington company, located in Everett, Washington.

3. From approximately October 1982 through August 9, 2016, JUDITH HUTCHINSON served as the Bookkeeper and Controller for All Battery, and, as such, she was assigned to maintain certain of the books and records of All Battery, and to reconcile the Company's bank accounts.

B. Scheme and Artifice to Defraud

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4. Beginning no later than January 2009, and continuing through August 9, 2016 at Everett, within the Western District of Washington, and elsewhere, JUDITH HUTCHINSON knowingly devised and executed a scheme and artifice to defraud All Battery, and others, and to obtain money and property belonging to All Battery, by means of materially false and fraudulent pretenses, representations and promises, and concealment of material facts, and for the purpose of executing this scheme did knowingly cause to be transmitted in interstate commerce by means of wire communication certain signs, signals, pictures, and sounds (hereinafter the "scheme and artifice to defraud").

5. The essence of this scheme and artifice to defraud was that JUDITH HUTCHINSON opened credit card accounts in her own name, made personal purchases on these credit card accounts, and caused the accounts to be paid with interstate wire transfers made from All Battery bank accounts. She hid the fraud from the Company owners by falsifying cost reports to hide the payments for her credit card bills.

C. Manner and Means of the Scheme and Artifice to Defraud

6. It was part of the scheme and artifice to defraud that JUDITH HUTCHINSON opened a Capital One Credit Card, Acct. No. xxxx-3563 and American Express Credit Cards, Acct. Nos. xxxx-6008 and xxxx-2001, among others.

7. It was further part of the scheme and artifice to defraud that JUDITH HUTCHINSON made personal purchases with these credit cards, to include, jewelry, vacation rentals and cruises, clothes, and other expenses.

8. It was further part of the scheme and artifice to defraud that JUDITH HUTCHINSON transferred funds from bank accounts belonging to All Battery to the specific credit card accounts to pay credit card balances.

9. It was further part of the scheme and artifice to defraud that JUDITH HUTCHINSON then created false and fraudulent entries in All Battery's monthly cost reports and records to hide the transfers to pay her personal credit card balances.

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10. It was further part of the scheme and artifice to defraud that, when confronted by G.D., an employee of All Battery, in approximately January 2016 about one of the transfers out of an All Battery bank account, JUDITH HUTCHINSON provided a false explanation that the transfer was for an owner's corporate credit card or was a bank error.

11. As a result of the scheme and artifice to defraud, JUDITH HUTCHISON fraudulently attempted to obtain and did obtain in excess of two million dollars ($2,000,000) of funds belonging to All Battery.

D. Execution of the Scheme and Artifice to Defraud

12. On or about May 27, 2015, at Everett, within the Western District of Washington, and elsewhere, JUDITH HUTCHINSON, having devised the above-described scheme and artifice to defraud, and for the purpose of executing the scheme to defraud, did knowingly cause to be transmitted in interstate commerce the following writings, signs, signals, pictures, and sounds; an ACH transfer in the amount of $5,346.14 from Coastal Community Bank, Acct. No. xxxx-4795 to Capital One Credit Card Acct. No. xxxx-3563, which involved an interstate wire transmission from Washington State to another State.

All in violation of Title 18, United States Code, Section 1343.

ASSET FORFEITURE ALLEGATION

13. The allegations contained in Count 1 of this Information are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

14. Upon conviction of the offense set forth in Count 1, JUDITH HUTCHINSON shall forfeit to the United States any property, real or personal, which

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constitutes or is derived from proceeds traceable to the offense(s). The property to be forfeited includes, but is not limited to, the following:

a. A money judgment reflecting the amount of JUDITH HUTCHINSON's restitution obligation, as determined by the Court at sentencing.

All pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c).

DATED this 17th day of April, 2017.

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